

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

IN THE MATTER OF:

MATRIX ENERGY, LLC  
FOR DETERMINATION OF  
RETAIL ELECTRIC SUPPLIER

CASE NO. 2003-00228

**KENTUCKY POWER COMPANY D/B/A  
AMERICAN ELECTRIC POWER'S RESPONSE TO BIG SANDY RURAL ELECTRIC  
COOPERATIVE CORPORATION'S MOTION FOR EXTENSION AND LATE-FILED  
DATA REQUESTS**

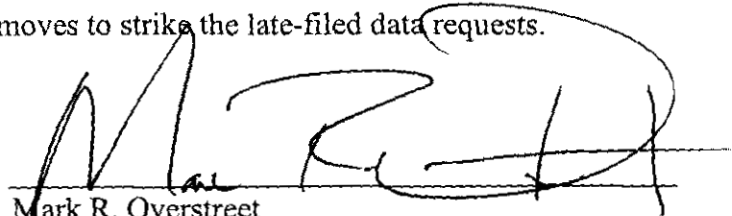
Kentucky Power Company d/b/a American Electric Power ("AEP") for its response to Big Sandy Rural Electric Cooperative Corporation's ("Big Sandy") motion for extension of time to respond to AEP's data requests and Big Sandy's late-filed data requests states:

1. The procedural schedule in this case required service of data requests on Big Sandy and AEP no later than November 7, 2003. AEP filed and served its data requests in compliance with that schedule. The procedural schedule requires AEP and Big Sandy to file their responses to data requests on or before November 17, 2003.
2. This case is proceeding on an expedited basis and the hearing in the case is scheduled for November 24, 2003.
3. In its motion for extension, Big Sandy asks for an extension through and including Friday, November 21, 2003 in which to file its responses to AEP's data requests. November 21, 2003 is the final working day before the hearing. Moreover, if the extension is granted, unless hand-delivered to counsel for AEP on November 21, 2003, Big Sandy's responses might not be received until the morning of the hearing. It appears that if Big Sandy is

granted the extension it seeks, AEP will not be able to prepare for the November 24, 2003 hearing in this matter.

4. On November 13, 2003, Big Sandy served on AEP its data requests to AEP.<sup>1</sup> Those requests were received by AEP on November 14, 2003. Because of Big Sandy's delay in serving its data requests, AEP can not meet the November 17, 2003 date established in the procedural schedule for responding to the requests.

5. Although not obligated under the procedural schedule to respond to Big Sandy's late-filed data requests, AEP is willing to do so on or before Wednesday, November 19, 2003 *if on or before November 19, 2003 Big Sandy will file and deliver to counsel for AEP, Matrix and the Commission, Big Sandy's responses to AEP's data requests.* Otherwise, AEP objects to the Big Sandy's motion for extension and moves to strike the late-filed data requests.



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POWER COMPANY D/B/A AMERICAN  
ELECTRIC POWER

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<sup>1</sup> In its motion for an extension, Big Sandy also seeks leave to file its data requests out of time.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by United States First Class Mail, postage prepaid, on this 14<sup>th</sup> day of November, 2003 upon:

Rebecca S. Gohmann  
Matrix Energy, LLC  
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A handwritten signature in black ink, appearing to read 'Mark R. Overstreet', written over a horizontal line.

Mark R. Overstreet